

#3

Sector

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Rinaldo DiGiorgio, et al.

Serial No: 09/627,845

Filed: July 28, 2000

For: ADDING SECURE EXTERNAL  
VIRTUAL MEMORY TO SMART  
CARDS

Group Unit: 2766



RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

Responsive to the Notice to File Missing Parts of Application with a mailing date of September 18, 2000, Applicants have enclosed the following:

1. A check in the total amount of \$1310.00, consisting of basic filing fee (\$710.00), additional claim fees (\$80.00), surcharge fee as set forth in 37 CFR. §1.16(e) (\$130.00) and a two-month extension fee set forth in 37 CFR §1.17(a) (\$390.00);
2. Signed Declaration/Power of Attorney by inventors (Rinaldo DiGiorgio, Stephen Uhler and a fax copy from inventor Colin Stevens (original copy will be forwarded);
3. A copy of the Missing Parts Notice;
4. Certificate of Mailing by Express Mail; and
5. A return receipt postcard.

01/26/2001 KZEWDIE 00000007 09627845

04 FC:116

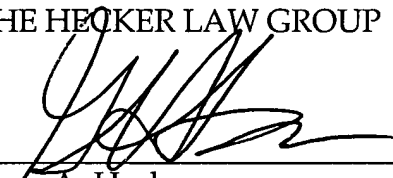
390.00 OP

26/2001 KZEWDIE 00000007 09627845  
390.00 OP  
FC:116

Pursuant to 37 C.F.R. §1.136(a), Applicants hereby petition the Commissioner of Patents and Trademarks to extend the time for filing a response to the Notice to File Missing Parts of Application mailed September 18, 2000 for two (2) months from November 18, 2000 to January 18, 2001. The requisite extension fee is enclosed as indicated above.

Respectfully submitted,

THE HECKER LAW GROUP



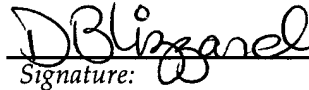
Date: January 18, 2001

Gary A. Hecker  
Reg. No. 31,023

THE HECKER LAW GROUP  
1925 Century Park East  
Suite 2300  
Los Angeles, California 90067  
(310) 286-0377

**CERTIFICATE OF MAILING**

*I hereby certify that this correspondence is being deposited with sufficient postage with the United States Postal Service as First Class Mail in an envelope addressed to BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231 on January 18, 2001.*



January 18, 2001

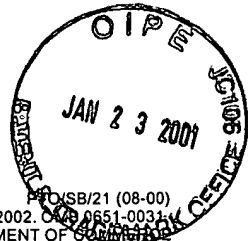
Signature:

Date

Please type a plus sign (+) inside this box → ☐

Approved for use through 10/31/2002. Case 0651-0031-1

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



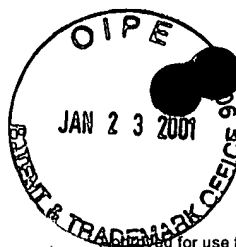
<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/627,845	
	Filing Date	July 28, 2000	
	First Named Inventor	R. DiGiorgio	
	Group Art Unit	2766	
	Examiner Name	Unassigned	
Total Number of Pages in This Submission	9	Attorney Docket Number	83000.1137/P4398.RSH

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Check for \$1310; Copy of Notice to File Missing Parts; Return receipt postcard; Declaration/Power of Attorney
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	The Hecker Law Group By: Gary A. Hecker
Signature	
Date	January 18, 2001

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 1-18-2001	
Typed or printed name	Deanna E. Blizzard
Signature	
Date	January 18, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 1310.00)

## Complete if Known

Application Number	09/627,845
Filing Date	July 28, 2000
First Named Inventor	R. DiGiorgio
Examiner Name	Unassigned
Group Art Unit	2766
Attorney Docket No.	83000.1137/P4398.RSH

## METHOD OF PAYMENT

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	
Deposit Account Name	

☐ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17☐ Applicant claims small entity status.  
See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	710.00
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$ 710.00)

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	4 - 3** = 1	80.00	80.00
Multiple Dependent			

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 80.00)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 390	216 195	Extension for reply within second month	390.00
117 890	217 445	Extension for reply within third month	
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 520.00)

## SUBMITTED BY

Name (Print/Type) Gary A. Hecker

Signature

Registration No. 31,023  
(Attorney/Agent)

## Complete (if applicable)

Telephone (310)286-0377

Date January 18, 2001

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**Response To Notice To File Missing Parts Of Application**  
**Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
6922-101/10007367

In Re Application Of: **WILLIAM E. HARTLEY**

Serial No.  
09/650,320

Filing Date  
August 29, 2000

Examiner  
Not Assigned

Group Art Unit  
Not Assigned

Invention: **APPARATUS AND METHOD FOR PREPARING AN EXCAVATOR STICK FOR TRANSPORT**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
12/21/2000  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ \_\_\_\_\_ verified small entity declaration(s)
  - ☐ is/are attached.
  - ☐ was/were filed on \_\_\_\_\_
- ☐ A separate request for refund.
- ☒ Other (list):

**POSTCARD**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
**6922-101/10007367**

In Re Application Of: **WILLIAM E. HARTLEY**

Serial No.  
**09/650,320**

Filing Date  
**August 29, 2000**

Examiner  
**Not Assigned**

Group Art Unit  
**Not Assigned**

Invention: **APPARATUS AND METHOD FOR PREPARING AN EXCAVATOR STICK FOR TRANSPORT**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

**Attention: Manager, Application Branch**

☒ Completion of application fees as calculated below:

☒ Utility application filing fee **\$355.00**

☐ Design application filing fee                     

☐ Total number of independent claims =                                          

☐ Total number of claims =                                          

☐ Multiple dependent claims                     

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**

☐ Petition and fee for filing by other than all the inventors or a person not the inventor                     

☐ Fee for processing an application filed with a non-English language specification                     

☐ Fee for processing and retention of application                     

Total completion of application fees **\$420.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from:                      *Date*    until:                      *Date*

Total time extension fees                     

Total fees due **\$420.00**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
6922-101/10007367

In Re Application Of: **WILLIAM E. HARTLEY**

Serial No.  
09/650,320

Filing Date  
August 29, 2000

Examiner  
Not Assigned

Group Art Unit  
Not Assigned

Invention: **APPARATUS AND METHOD FOR PREPARING AN EXCAVATOR STICK FOR TRANSPORT**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of \$420.00 is to be paid as follows:

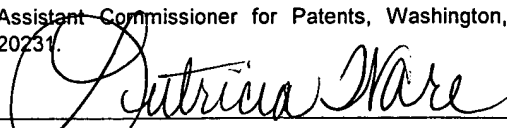
- ☐ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0337  
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-0337  
A duplicate copy of this sheet is enclosed.

  
Signature

Dated: January 18, 2001

M. John Carson  
FULBRIGHT & JAWORSKI L.L.P.  
865 South Figueroa Street, Suite 2900  
Los Angeles, California 90017  
(213) 892-9200  
(213) 680-4518 - FAX

I certify that this document and fee is being deposited on January 19, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Signature of Person Mailing Correspondence

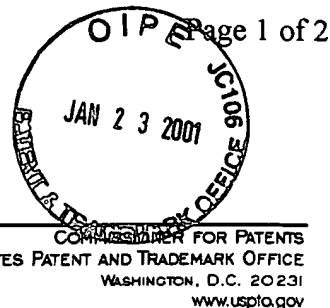
Lutricia Ware

Typed or Printed Name of Person Mailing Correspondence

cc: Linda Werk



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/627,845	07/28/2000	Rinaldo Di Giorgio	83000.1137/P4398/RSH

The Hecker Law Group  
by Gary A Hecker  
1925 Century Park East  
Suite 2300  
Los Angeles, CA 90067

FORMALITIES LETTER



\*OC000000005404874\*

Date Mailed: 09/18/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- o Total additional claim fee(s) for this application is \$78.
  - \$78 for 1 independent claims over 3 .
- o The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- o The balance due by applicant is \$ 898.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/26/2001 KZEUDIE 00000007 09627845  
710.00 BP  
130.00 BP  
80.00 BP  
01 FC:101  
02 FC:105  
03 FC:102



UNITED STATES PATENT AND TRADEMARK OFFICE

Page 1 of 1  
JAN 23 2001  
PATENT & TRADEMARK OFFICE  
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/650,320	08/29/2000	William E. Hartley	6922-101XX/10007367

M. John Carson, Esq.  
FULBRIGHT & JAWORSKI, L.L.P.  
865 S. Figueroa Street, 29th Floor  
Los Angeles, CA 90017

FORMALITIES LETTER



Date Mailed: 12/21/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The statutory basic filing fee is missing.  
*Applicant must submit \$ 345 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- o The balance due by applicant is \$ 410.

*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/26/2001 KZEHDIE 00000006 500337 09650320

01 FC:201 355.00 CH  
02 FC:205 65.00 CH